

United States District Court

WESTERN DISTRICT OF NEW YORK

JUDGMENT IN A CIVIL CASE

CASE NUMBER: 05-CV-125

Bricklayers and Allied Craftworkers Local Union
No. 3 N.Y. Buffalo Chapter, et al

v.

O'Brien Carpet & Tile, Inc.

☐ **Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

☒ **Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED that Plaintiff's motion for default judgment is granted. Judgment is entered against defendant O'Brien Carpet & Tile, Inc. and in favor of Plaintiffs, Bricklayers Local 3 Pension Fund, Health & Welfare Fund, Annuity Fund, Training Fund, and International Pension Fund in the amount of \$23,104.87. Further, that Defendant O'Brien Carpet & Tile, Inc. submit to an audit of its payroll books and records for the period of 5/1/04 through 7/31/04, by Plaintiffs, Bricklayers Local 3 Pension Fund, Health & Welfare Fund, Annuity Fund, Training Fund and International Pension Fund. Further, that Defendant, O'Brien Carpet & Tile Inc. pay the costs of the audit.

Date: 8/15/05

RODNEY C. EARLY, CLERK

By: s/Deborah M. Zeeb
Deputy Clerk